

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In Re: Methyl Tertiary Butyl Ether (“MTBE”)  
Products Liability Litigation

Master File No. 1:00-1898  
MDL 1358 (SAS)  
M21-88

----- x ECF Case

**This document relates to the following case:**

*City of New York, et al. v. Amerada Hess Corp., et al.*  
Case No. 04 Civ. 3417

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**STIPULATION AND [PROPOSED] ORDER WITHDRAWING PLAINTIFFS’ MOTION  
FOR ENTRY OF JUDGMENT PURSUANT TO FED. R. CIV. P. RULE 54(b)**

WHEREAS, Plaintiffs the City of New York, the New York City Water Board and the New York City Municipal Water Finance Authority (collectively, “the City”) filed a motion on December 23, 2009 seeking entry of judgment against the ExxonMobil defendants (collectively “ExxonMobil”) pursuant to Rule 54(b) of the Federal Rules of Civil Procedure on claims that were tried to verdict on October 19, 2009.

WHEREAS, the City’s motion was fully briefed as of February 10, 2010.

WHEREAS, the City and ExxonMobil agree that the City’s motion should be withdrawn and removed from the docket.

It is hereby AGREED, STIPULATED and ORDERED that:

1. the City’s Motion for Entry of Judgment Pursuant to Fed. R. Civ. P. Rule 54(b) is withdrawn.

2. that the Clerk of the Court is directed to remove from the docket the motion and related filings (04 Civ. 3417, Docket Nos. 568, 569, 570, 573, 574, and 575; 00 Civ. 1898, Docket Nos. 2877, 2978, 2980, 2981, 2991, 2996, and 3002).

New York, New York  
Dated: March 22, 2010

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Counsel for Defendants ExxonMobil  
Corporation, ExxonMobil Oil Corporation  
and Mobil Corporation

SO ORDERED.

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Hon. Shira A. Scheindlin  
United States District Court

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SO ORDERED.

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Hon. Shira A. Scheindlin  
United States District Court